

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA

SANOFI-AVENTIS U.S.LLC, ET AL,

Plaintiff,

vs.

CIVIL ACTION NUMBER: 1:17CV181

MYLAN N.V. ET AL,

Defendant.

- - -

Proceedings had in the Motion/Scheduling Conference of
the above styled action on January 3, 2018, at 10:00 a.m.,
before The Honorable Irene M. Keeley, Senior Judge, at
Clarksburg, West Virginia.

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I N D E X

WITNESS

DIRECT CROSS REDIRECT RECROSS

(No Witnesses Called)

1 P R O C E E D I N G S

2 (01-03-2018, 10:00 o'clock a.m.)

3 THE COURT: Good morning to all. Would the Clerk
4 please call the case?

5 THE CLERK: This is the case of Sanofi-Aventis U.S.
6 LLC, et al versus Mylan N.V. et al, Civil Action 1:17CV181.
7 Will counsel please note their appearance?

8 MR. SIMMERMAN: Good morning, Your Honor, may it
9 please the Court. Frank Simmerman and Chad Taylor on behalf
10 of Sanofi. If I may introduce respectively the Weil team.
11 To my right is Elizabeth Weiswasser, I want to say
12 Weiswasser but in any event--

13 THE COURT: We're in the States, not in Germany.

14 MR. SIMMERMAN: That's right.

15 THE COURT: Or Austria, as the case may be.

16 MR. SIMMERMAN: Seated behind me is Robert Vlasis,
17 Your Honor, and also Priyata Patel. They've all been
18 admitted pro hac and also with us today is Stephanie
19 Donahue, U.E. Ms. Donahue is the Senior Director of Patent
20 Litigation at Sanofi.

21 THE COURT: Well, good morning to all of you to
22 freezing West Virginia, but not too much different from
23 where you probably came from.

24 All right. Good morning to Mylan's counsel. Who's
25 leading?

1 MR. KIMBLE: Good morning, Your Honor, Jeff Kimble
2 and Ryan Kennedy from Robinson McElwee Clarksburg here for
3 Mylan and also seated to my left, the far left is Elham
4 Steiner and to my direct left is Doug Carsten, both with the
5 Wilson Sonsini Goodrich & Rosati firm in San Diego,
6 California.

7 THE COURT: All right. Good morning to all of you
8 as well. The hearing this morning is scheduled for several
9 purposes but I think initially we'd better move directly to
10 the motion to stay. Is that how you all saw this this
11 morning, to handle the motion to stay first?

12 MS. WEISWASSER: Yes.

13 THE COURT: All right. I'll be happy to hear
14 counsel on that and I have read the briefs.

15 MS. WEISWASSER: Good morning, Your Honor.

16 THE COURT: You can move that microphone so you
17 don't have to lean over. Thank you.

18 MS. WEISWASSER: Thank you to my colleague Frank
19 Simmerman for introducing me this morning. As he said my
20 name is Elizabeth Weiswasser. I'm at Weil Gotshal & Manges
21 in New York City. It's a privilege to be before Your Honor
22 this morning on behalf of Sanofi.

23 We recognize that Your Honor has read the stay briefing.
24 As you know we filed, on behalf of Sanofi, our lead action
25 in New Jersey. The New Jersey case is assigned to Judge

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